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MAILED

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Technology Center 2100

In re Application of:
Aziz et al
Application No. 09/136,954
Filed: August 19, 1998
For: SYSTEM FOR SIGNATURELESS
TRANSMISSION AND RECEPTION OF
DATA PACKETS BETWEEN COMPUTER
NETWORKS

DECISION ON PETITION
UNDER 37 C.F.R. § 1.181 TO
WITHDRAW HOLDING OF
ABANDONMENT

This is a decision on the petition filed December 17, 2003 under 37 CFR § 1.181 requesting the withdrawal of the holding of abandonment of the above-identified application.

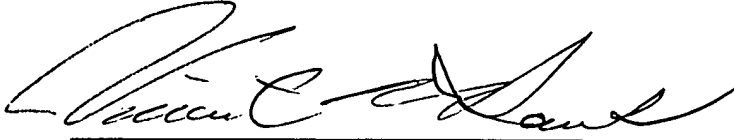
This application was held abandoned for failure to timely file a proper reply to the final rejection mailed on 16 December 2002. A Notice of Abandonment was mailed on 17 November 2003.

In support of the petition, petitioner stated that the response dated 02 June 2002 was fully addressed all of the issues raised by the examiner in the final rejection mailed 16 December 2002 and stated that the final rejection was not a proper final rejection.

A review of the file, it reveals that the response dated 02 June 2003 was in fact fully addressed all of the issues raised by the examiner in the Office action mailed 16 December 2002 and the 16 December 2002 Office action should not be a final rejection because all issues raised by the examiner in the Office action were raised for the first time and the amendment dated 18 January 2002, which the Office action mailed 16 December 2002 was responsive to the 18 January 2002 amendment, did not necessitate or warrant a new ground of rejection.

For the above stated reasons, the petition is **GRANTED**. The Notice of Abandonment mailed on 17 November 2003 is hereby withdrawn. The final rejection mailed on 16 December 2002 is hereby withdrawn and treated as a non-final rejection. Thus, the response dated 02 June 2002 is being treated as a response to a non-final rejection.

The application file is being forwarded to the examiner to issue an appropriate Office.

A handwritten signature in black ink, appearing to read "Vincent N. Trans", written over a horizontal line.

Vincent N. Trans
Special Program Examiner
Technology Center 2100
Computer Architecture, Software, and
Information Security